ORIGINAL

### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

# FLORIDA POWER'S THIRD REQUEST FOR CONFIDENTIAL CLASSIFICATION

Florida Power Corporation ("Florida Power" or the "Company"), pursuant to Section 366.093, Fla. Stat., and Rule 25-22.006, F.A.C., requests confidential classification of exhibits or portions of Exhibits 6, 7, 8, 9, and 10 submitted in the Hines 3 need determination hearing conducted on December 3, 2002. The identified portions of these exhibits should be granted confidential classification for the reasons set forth in detail below and in the affidavit of Daniel J. Roeder filed herewith. The unredacted exhibits have been filed under seal with the Commission on a confidential basis for the reasons set forth below.

### **Basis for Confidential Classification**

Exhibits 6 through 10 (or the redacted portions thereof) should be afforded confidential treatment for the following reasons. In its RFP, Florida Power provided for the confidentiality of the bids it received in response to the RFP (along with any other information provided by the bidders during the course of the Company's evaluation process). Specifically, the RFP provided that:

The bidders should mark all confidential and proprietary information contained in the proposals as "Confidential." While Florida Power will use its best efforts to protect the confidentiality of such information and only release such information to the members of the evaluation team, management, agents and contractors, and as necessary and consistent with applicable laws and regulations, to its affiliates and regulatory commissions, in no event shall Florida Power be liable to a Bidder for any damages of whatsoever kind resulting from Florida Power's failure to protect the confidentiality of Bidder's information. By submitting a proposal, the Bidder agrees to allow Florida Power to use the results of the RFP as evidence in

DOCUMENT NUMBER-DATE

13795 DEC 18 %

any proceeding before the Florida Public Service Commission (FPSC). To the extent Florida Power wishes to use information that a Bidder considers confidential, Florida Power will petition the Commission to treat such information as confidential and to limit its dissemination, but Florida Power makes no assurance of the outcome of any such petition.

Florida Power's RFP was issued on November 26, 2001 and a deadline of February 12, 2002 for the submittal of bids in response to the RFP. Seven bidders submitted proposals for Florida Power's consideration. All of the bidders requested confidential treatment for the terms of their proposals as private and confidential information, and the Company has not disclosed the bids to the public.

Subsection 366.093(1), Fla. Stat. provides that "any records received by the Commission which are shown and found by the Commission to be proprietary confidential business information shall be kept confidential and shall be exempt from [the Public Records Act]. Proprietary confidential business information means information that is (i) intended to be and is treated as private confidential information by the Company, (ii) because disclosure of the information would cause harm, (iii) either to the Company's ratepayers or the Company's business operation, and (iv) the information has not been voluntarily disclosed to the public. § 366.093(3), Fla. Stat., Specifically, "information concerning bids" the "disclosure of which would impair the efforts of the public utility or its affiliates to contract for goods or services on favorable terms" is defined as proprietary confidential business information. § 366.093(3)(d), Fla. Stat.

The terms of the bidders' proposals in response to the Company's RFP fit the statutory definition of proprietary confidential business information. Accordingly, Exhibits 6 - 10 (or the redacted portions thereof) are entitled to protection pursuant to Sec. 366.093, Fla. Stat., and Rule

STP#550410 01 2

25-22.006 as specifically outlined in the attached justification and as set forth in the affidavit of

Daniel J. Roeder filed herewith.

Respectfully submitted this \( \subseteq \text{day of December 2002.} \)

JAMES A. MCGEE Associate General Counsel PROGRESS ENERGY SERVICE COMPANY, LLC

P.O. Box 14042 St. Petersburg, Florida 33733 Telephone: (727) 820-5184

Facsimile: (727) 820-5519

GARY L. SASSO

Florida Bar No. 622575

JILL H. BOWMAN

Florida Bar No. 057304

W. DOUGLAS HALL

Florida Bar No. 347906

CARLTON FIELDS, P.A.

Post Office Box 2861

St. Petersburg, FL 33731

Telephone: (727) 821-7000 Facsimile: (727) 822-3768

STP#550410.01

3

### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY THAT a true and correct copy of the foregoing has been served by

U.S. Mail to the interested parties of record as listed below on this day of December 2002.

#### PARTIES OF RECORD:

Lawrence Harris and Marlene Stern Legal Division Florida Public Service Commission Gunter Building 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Buck Oven
Siting Coordination Office
Department of Environmental Protection
2600 Blairstone Road
Tallahassee, FL 32301
Telephone: 850-487-0472

Greg Holder, Regional Director Fish & Wildlife Conservation Commission 3900 Drane Field Rd. Lakeland, Fl 33811-1299 Telephone: (863) 648-3203 Paul Darst
Department of Community Affairs
Division of Resource Planning/Mgmt.
2555 Shumard Oak Blvd.
Tallahassee, FL 32399-2100
Telephone: 850-488-4925

Attorney

Paul Lewis, Jr.
Florida Power Corporation
106 East College Avenue, Suite 800
Tallahassee, FL 32301-7740
Telephone: 850-222-8738
Facsimile: 850-222-9768

Vincent Akhimie Polk County Board of Commissioners P. O. Box 2019 Bartow, FL 33831 Telephone: 863-534-6039 Facsimile: 863-534-6059 James A. McGee Associate General Counsel Progress Energy Service Co., LLP P. O. Box 14042 St. Petersburg, FL 33733 Telephone: (727) 820-5184

Facsimile: 727-820-5519

St. Johns River Water Management District

Palatka, FL 32178-1429 Telephone: 386-329-4500 Facsimile: 386-329-4485

P. O. Box 1429

Patty DiOrio CPV Pierce, Ltd. 35 Braintree Hill Office Park Suite 107 Braintree, MA 02184

Jon Moyle, Jr.
Moyle Law Firm
The Perkins House
118 North Gadsden Street
Tallahassee, FL 32301
Telephone: (850) 681-3828
Facsimile: (850) 681-8788

R. Douglas Leonard Regional Planning Council 07 555 E. Church Street Bartow, FL 33830-3931 Telephone: 863-534-7130 Facsimile: 863-534-7138

Myron Rollins
Black & Veatch
Post Office Box 8405
Kansas City, MO 64114
Telephone: (913) 458-2000
Facsimile: (913) 339-2934
Bruce May
Holland & Knight
Post Office Drawer 810
Tallahassee, FL 32302-0810
Telephone: (850) 224-7000
Facsimile: (850) 224-8832

STP#550410.01

5

DOCUMENTS	PAGE/LINE	JUSTIFICATION
Hines 3 Hearing Exhibit 6	p. 2, all text lines; Bidder B	§ 366.093(3)(d) This Bidder specific analysis of Bidder B's ability to obtain the necessary environmental and other permits, if disclosed, would tend to identify the location of Bidder B's proposed plant, the status of its permits, and other detailed confidential information about Bidder B's proposed project and identity. This information, including the location of the Bidder B's proposed project, was provided as part of the confidential information submitted in response to the RFP. Moreover, each Bidder's identity has been kept confidential insofar as it was given in the context of bid specific information to ensure the maintenance of the confidential nature of the bids. The disclosure of this information would impair the utility's efforts to contract for such services on favorable terms.
Hines 3 Hearing Exhibit 6	p. 3, all text lines; Bidder C	§ 366.093(3)(d) This Bidder specific analysis of Bidder C's ability to obtain the necessary environmental and other permits, if disclosed, would tend to identify the location of Bidder C's proposed plant, the status of its permits, and other detailed

1

DOCUMENTS	PAGE/LINE	JUSTIFICATION
		confidential information about Bidder C's proposed project and identity. This information, including the location of the Bidder C's proposed project, was provided as part of the confidential information submitted in response to the RFP. Moreover, each Bidder's identity has been kept confidential insofar as it was given in the context of bid specific information to ensure the maintenance of the confidential nature of the bids. The disclosure of this information would impair the utility's efforts to contract for such services on favorable terms.
Hines 3 Hearing Exhibit 6	p.4, all text lines, Bidder D	§ 366.093(3)(d) This Bidder specific analysis of Bidder D's ability to obtain the necessary environmental and other permits, if disclosed, would tend to identify the location of Bidder D's proposed plant, the status of its permits, and other detailed confidential information about Bidder D's proposed project and identity. This information, including the location of the Bidder D's proposed project, was provided as part of the confidential information submitted in response to the RFP. Moreover, each Bidder's identity has been

2

DOCUMENTS	PAGE/LINE	JUSTIFICATION
		kept confidential insofar as it was given in the context of bid specific information to ensure the maintenance of the confidential nature of the bids. The disclosure of this information would impair the utility's efforts to contract for such services on favorable terms.
Hines 3 Hearing Exhibit 6	p.5, all text lines, Bidder F	§ 366.093(3)(d) This Bidder specific analysis of Bidder F's ability to obtain the necessary environmental and other permits, if disclosed, would tend to identify the location of Bidder F's proposed plant, the status of its permits, and other detailed confidential information about Bidder F's proposed project and identity. This information, including the location of the Bidder F's proposed project, was provided as part of the confidential information submitted in response to the RFP. Moreover, each Bidder's identity has been kept confidential insofar as it was given in the context of bid specific information to ensure the maintenance of the confidential nature of the bids. The disclosure of this information would impair the utility's efforts to contract for such services on favorable terms.

DOCUMENTS	PAGE/LINE	JUSTIFICATION
Hines 3 Hearing Exhibit 7	Paragraph 1; Sentences 2 and 3	§ 366.093(3)(d) This analysis of Bidder F's comments on the proposed terms and conditions of power purchase agreement set forth in the RFP would tend to reveal confidential information about the Bidder's project. This information has been kept confidential and its disclosure would impair the utility's efforts to contact for such services on favorable terms.
Hines 3 Hearing Exhibit 7	Paragraph 2, only sentence	§ 366.093(3)(d) This analysis of Bidder F's comments on the proposed terms and conditions of power purchase agreement set forth in the RFP would tend to reveal confidential information about the Bidder's project. This information has been kept confidential and its disclosure would impair the utility's efforts to contact for such services on favorable terms.
Hines 3 Hearing Exhibit 6	Paragraph 4, Text under Title Section 1, Right of First Refusal	§ 366.093(3)(d) This analysis of Bidder F's comments on the proposed terms and conditions of power purchase agreement set forth in the RFP would tend to reveal confidential information about the Bidder's project or position on certain contractual terms. This information has been kept confidential and its disclosure would

DOCUMENTS	PAGE/LINE	JUSTIFICATION
		impair the utility's efforts to contact for such services on favorable terms.
Hines 3 Hearing Exhibit 7	Paragraph 5, Text under Title Section 2 Adjustments to Fixed Payments	§ 366.093(3)(d) This analysis of Bidder F's comments on the proposed terms and conditions of power purchase agreement set forth in the RFP would tend to reveal confidential information about the Bidder's project or position on certain contractual terms. This information has been kept confidential and its disclosure would impair the utility's efforts to contact for such services on favorable terms.
Hines 3 Hearing Exhibit 7	Paragraph 6, Text under Title Section 3 Default and Security	§ 366.093(3)(d) This analysis of Bidder F's comments on the proposed terms and conditions of power purchase agreement set forth in the RFP would tend to reveal confidential information about the Bidder's project or position on certain contractual terms. This information has been kept confidential and its disclosure would impair the utility's efforts to contact for such services on favorable terms.
Hines 3 Hearing Exhibit 8	Paragraph 2, e-mail discussion of Bidder C's, D's, and F's fuel transportation plans confidentially provided in connection with their bids and relative rankings.	§ 366.093(3)(d) This comparative analysis of various Bidders' fuel supply plans would reveal confidential information provided by the Bidders about their fuel supply

DOCUMENTS	PAGE/LINE	JUSTIFICATION
		plans. This information has been kept confidential and if disclosed would impair the utility's efforts to contact for such services on favorable terms.
Hines 3 Hearing Exhibit 8	Paragraph 3, e-mail discussion of Bidder D's fuel transportation plan confidentially provided in connection with its bid	§ 366.093(3)(d) This comparative analysis of Bidder D's fuel supply plans would reveal confidential information provided by the Bidders about their fuel supply plans. This information has been kept confidential and if disclosed would impair the utility's efforts to contact for such services on favorable terms.
Hines 3 Hearing Exhibit 8	Paragraph 4, e-mail discussion of various Bidders' fuel transportation plans, confidentially provided in connection with their bids.	§ 366.093(3)(d) This comparative analysis of various Bidders' fuel supply plans would reveal confidential information provided by the Bidders about their fuel supply plans. This information has been kept confidential and if disclosed would impair the utility's efforts to contact for such services on favorable terms.
Hines 3 Hearing Exhibit 9	p. 1, April 30, 2002 e-mail from Bart White to Dan Roeder at 9:50 a.m. containing comments on the transmission/interconnection analysis for Bidder F.	§ 366.093(3)(d) This Bidder specific transmission impact information, if disclosed, would tend to identify the location of Bidder F's proposed plant and potentially Bidder F's identity. The location of the Bidder F's proposed

DOCUMENTS	PAGE/LINE	JUSTIFICATION
		project was provided as part of the confidential information submitted in response to the RFP.  Moreover, each Bidder's identity has been kept confidential insofar as it was given in the context of bid specific information to ensure the maintenance of the confidential nature of the bids. The disclosure of this information would impair the utilities' efforts to contract for such services on favorable terms.
Hines 3 Hearing Exhibit 9	bottom p. 1 and top p.2; April 30, 2002, e-mail from Bart White to Dan Roeder at 8:06 a.m. containing comments on the transmission/interconnection analysis for Bidder D.	§ 366.093(3)(d) This Bidder specific transmission impact information, if disclosed, would tend to identify the location of Bidder D's proposed plant and potentially Bidder D's identity. The location of the Bidder D's proposed project was provided as part of the confidential information submitted in response to the RFP. Moreover, each Bidder's identity has been kept confidential insofar as it was given in the context of bid specific information to ensure the maintenance of the confidential nature of the bids. The disclosure of this information would impair the utilities' efforts to contract for such services on favorable terms.

DOCUMENTS	PAGE/LINE	JUSTIFICATION
Hines 3 Hearing Exhibit 9	Bates page FPC 002613-14; Transmission Planning Analysis and Interconnection Costs for Bidder C's proposal; all text	§ 366.093(3)(d) This Bidder specific transmission impact information, if disclosed, would tend to identify the location of Bidder C's proposed plant and potentially Bidder C's identity. The location of the Bidder C's proposed project was provided as part of the confidential information submitted in response to the RFP.  Moreover, each Bidder's identity has been kept confidential insofar as it was given in the context of bid specific information to ensure the maintenance of the confidential nature of the bids. The disclosure of this information would impair the utilities' efforts to contract for such services on favorable terms.
Hines 3 Hearing Exhibit 9	Bates page 002614-15; Transmission Planning Analysis and Interconnection Costs for Bidder D's proposal; all text	§ 366.093(3)(d) This Bidder specific transmission impact information, if disclosed, would tend to identify the location of Bidder D's proposed plant and potentially Bidder D's identity. The location of the Bidder D's proposed project was provided as part of the confidential information submitted in response to the RFP. Moreover, each Bidder's identity has been kept confidential insofar as it

DOCUMENTS	PAGE/LINE	JUSTIFICATION
		was given in the context of bid specific information to ensure the maintenance of the confidential nature of the bids. The disclosure of this information would impair the utilities' efforts to contract for such services on favorable terms.
Hines 3 Hearing Exhibit 9	Bates page 002615-17; Transmission Planning Analysis and Interconnection Costs for Bidder F; all text	§ 366.093(3)(d) This Bidder specific transmission impact information, if disclosed, would tend to identify the location of Bidder F's proposed plant and potentially Bidder F's identity. The location of the Bidder F's proposed project was provided as part of the confidential information submitted in response to the RFP. Moreover, each Bidder's identity has been kept confidential insofar as it was given in the context of bid specific information to ensure the maintenance of the confidential nature of the bids. The disclosure of this information would impair the utilities' efforts to contract for such services on favorable terms.
Hines 3 Hearing Exhibit 10	Bastes page 001861; Screening Analysis Cost Summary Sheet for All Bidders and Hines 3; Bidder B Pricing Information; Spreadsheet grouping 1.	§ 366.093(3)(d) This includes confidential bid pricing and technical plant information submitted by Bidder B. Disclosure of this pricing information

DOCUMENTS	PAGE/LINE	JUSTIFICATION
		would result in the disclosure of confidential information contained in Bidder B's bid, which would impair the utilities' efforts to contract for such services on favorable terms.
Hines 3 Hearing Exhibit 10	Bates page 001861; Screening Analysis Cost Summary Sheet for All Bidders and Hines 3; Bidder C Pricing Information; Spreadsheet grouping 2.	§ 366.093(3)(d) This includes confidential bid pricing and technical plant information submitted by Bidder C. Disclosure of this pricing information would result in the disclosure of confidential information contained in Bidder C's bid, which would impair the utilities' efforts to contract for such services on favorable terms.
Hines 3 Hearing Exhibit 10	Bates page 001861; Screening Analysis Cost Summary Sheet for All Bidders and Hines 3; Bidder D Pricing Information; Spreadsheet grouping 3.	§ 366.093(3)(d) This includes confidential bid pricing and technical plant information submitted by Bidder D. Disclosure of this pricing information would result in the disclosure of confidential information contained in Bidder D's bid, which would impair the utilities' efforts to contract for such services on favorable terms.
Hines 3 Hearing Exhibit 10	Bates page 001861; Screening Analysis Cost Summary Sheet for all Bidders and Hines 3; Bidder F Pricing Information; Spreadsheet grouping 5	§ 366.093(3)(d) This includes confidential bid pricing and technical plant information submitted by Bidder F. Disclosure of this pricing information

DOCUMENTS	PAGE/LINE	JUSTIFICATION
		would result in the disclosure of confidential information contained in Bidder F's bid, which would impair the utilities' efforts to contract for such services on favorable terms.
Hines 3 Hearing Exhibit 10	Bates page 001863; Screening Analysis Cost Summary Sheet for All Bidders and Hines 3; Bidder B Pricing Information; Spreadsheet grouping 1.	§ 366.093(3)(d) This includes confidential bid pricing and technical plant information submitted by Bidder B. Disclosure of this pricing information would result in the disclosure of confidential information contained in Bidder B's bid, which would impair the utilities' efforts to contract for such services on favorable terms.
Hines 3 Hearing Exhibit 10	Bates page 001863; Screening Analysis Cost Summary Sheet for All Bidders and Hines 3; Bidder C Pricing Information; Spreadsheet grouping 2.	§ 366.093(3)(d) This includes confidential bid pricing and technical plant information submitted by Bidder C. Disclosure of this pricing information would result in the disclosure of confidential information contained in Bidder C's bid, which would impair the utilities' efforts to contract for such services on favorable terms.
Hines 3 Hearing Exhibit 10	Bates page 001863; Screening Analysis Cost Summary Sheet for All Bidders and Hines 3; Bidder D Pricing Information; Spreadsheet grouping 3.	§ 366.093(3)(d) This includes confidential bid pricing and technical plant information submitted by Bidder D. Disclosure of this pricing information

DOCUMENTS	PAGE/LINE	JUSTIFICATION
		would result in the disclosure of confidential information contained in Bidder D's bid, which would impair the utilities' efforts to contract for such services on favorable terms.
Hines 3 Hearing Exhibit 10	Bates page 001863; Screening Analysis Cost Summary Sheet for all Bidders and Hines 3; Bidder F Pricing Information; Spreadsheet grouping 5	§ 366.093(3)(d) This includes confidential bid pricing and technical plant information submitted by Bidder F. Disclosure of this pricing information would result in the disclosure of confidential information contained in Bidder F's bid, which would impair the utilities' efforts to contract for such services on favorable terms.

#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Determination	)	
of Need of Hines Unit 3 Power	)	DOCKET NO. 020953-EI
Plant	)	
	)	Submitted for filing: December 18, 2002

# AFFIDAVIT OF DANIEL J. ROEDER IN SUPPORT OF FLORIDA POWER'S THIRD REQUEST FOR CONFIDENTIAL CLASSIFICATION

STATE OF NORTH CAROLINA					
COUNTY OF _	Wake				

BEFORE ME, the undersigned authority duly authorized to administer oaths, personally appeared Daniel J. Roeder, who being first duly sworn, on oath deposes and says that:

- 1. My name is Daniel J. Roeder. I am a Project Leader in the System Resource
  Planning Section of the System Planning and Operations Department. I am over the age of 18
  years old and I have been authorized by Florida Power Corporation (hereinafter "Florida Power"
  or the "Company") to give this affidavit in the above-styled proceeding on Florida Power's
  behalf and in support of Florida Power's Third Request for Confidential Classification. The
  facts attested to in my affidavit are based upon my personal knowledge.
- 2. Florida Power is seeking confidential classification of exhibits or portions of Exhibits 6, 7, 8, 9, and 10 submitted in the Hines 3 need determination hearing conducted on December 3, 2002. These exhibits contain the confidential technical details and pricing information provided by the bidders, or information that would permit one to determine the confidential location of certain bidders' proposed projects, or discover the identities of the bidders in relation to their bids. Florida Power is requesting confidential classification of these materials because the bidders who submitted the proposals in response to the Company's RFP

issued pursuant to Rule 25-22.082 asked the Company to keep this information confidential by declaring this information confidential.

- 3. The Company provided for the confidentiality of the bids it received in response to its RFP by including a confidentiality provision in the RFP. Florida Power included the confidentiality provision in the RFP to assure bidders that the terms of their bids would be kept confidential and would not be publicly disclosed. Absent such assurances, potential bidders would run the risk that any sensitive engineering, construction, cost, or other business information that they provided in their bids would be made available to the public and, as a result, end up in possession of potential competitors. Faced with that risk, potential bidders might withhold such information altogether, denying Florida Power the ability to fully understand and accurately assess the cost and benefits of the bidders' proposals. Or, persons or companies who otherwise would have submitted bids in response to Florida Power's RFP might decide not to do so, if Florida Power did not assure them that the terms of their bids would be kept confidential. In either case, without the assurance of confidentiality for the terms of the bids in response to Florida Power's RFP, Florida Power's efforts to obtain competitive alternative proposals to its next-planned generating unit through its RFP would be undermined.
- 4. For these reasons, Florida Power declared its intent in the RFP to keep the terms of the bidders' proposals in response to the RFP confidential. Upon receipt of the bids, strict procedures were established and followed to maintain the confidentiality of the terms of bidders' proposals, including restricting access to those persons who needed the information to assist the Company in its evaluation of the bids and restricting the number of, and access to, copies of the proposals. At no time since receiving the bidders' proposals has the Company publicly disclosed the terms of the proposals, even to the other bidders. The Company has treated and continues to

STP#550409.01 2

treat the bidders' proposals as confidential. Likewise, Florida Power has also kept the confidential responses to the above-recited interrogatories confidential in the same manner and for the same purposes.

5.	This	concludes	mν	affidavit
J.	11112	concludes	111 Y	aiiiuavit.

Further affiant sayeth not.

Dated the 12th day of December 2002.

(Signature)

Daniel J. Roeder

Project Leader

System Planning & Operations Department

Progress Energy

MC PEB 7A

Post Office Box 1551 Raleigh, NC. 27602

# 2005 RFP Technical Evaluation of Bidders' Responses Environmental Issues

March 28, 2002

CONFIDENTIAL

	Evaluation (tems		a Bide	And the last of the last of the last of	
		Ø <b>B</b> ≠	<i>G</i>	Ø Diss	E y
Minimur	n Evaluation Requirements:				
	Preliminary environmental analysis				
	performed and submitted to Florida Power	N	Y	Y	Υ
>	Reasonable schedule for securing				
	permits presented and evidence	.,			
	provided that permits are likely to be	N	Y	Y	Y
	secured				
Technic	al Criteria — Permitting Certainty:				
	Well-conceived plans for securing all	X2-20-00-00-00-00-0-1-0-00-00-00-00-00-00-00	er de galla 1980 og mel menter		
·.	required permits	N	Υ	Υ	Υ
<b>A</b>	Demonstration of a thorough				
	understanding of the permitting process	Υ	Υ	Υ	Υ
>	Realistic permitting and approval				
	schedules.	N	Y	Y	Υ
<u> </u>	Progress in securing permits	N	Y	Υ	Υ
	nt Experience:				
	Permitting and approvals	Y	Y	Y	Y
<b>A</b>	Environmental compliance	N	N N	N_	Y

NOTE: The evaluation in the table above reports whether or not specific items were provided in each of the Bidders' proposals. The evaluation discussions below highlight the areas of strength and weakness found in each bid. Overall, with respect to environmental matters, the ranking of the projects would result in Bidder B being lowest, Bidder C the highest, and Bidders D and F equally in the middle.

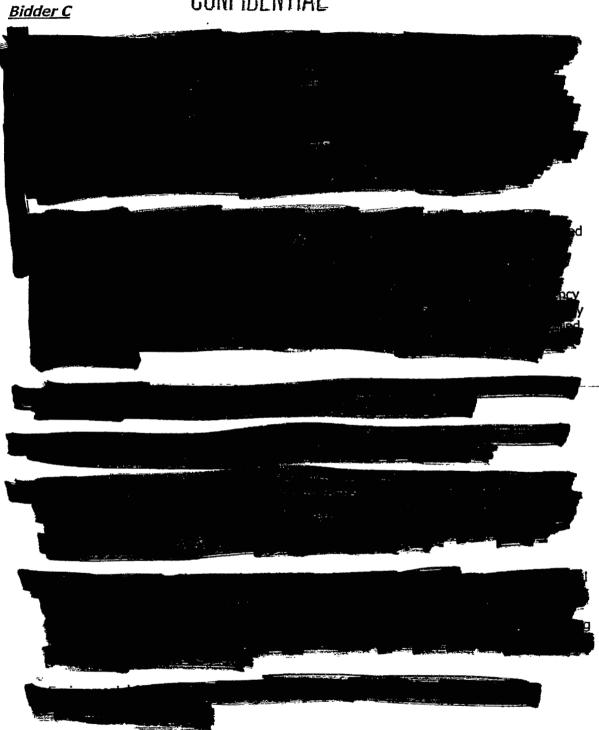
FPC002534

# **Evaluation Discussions**

### <u>Bidder B</u>

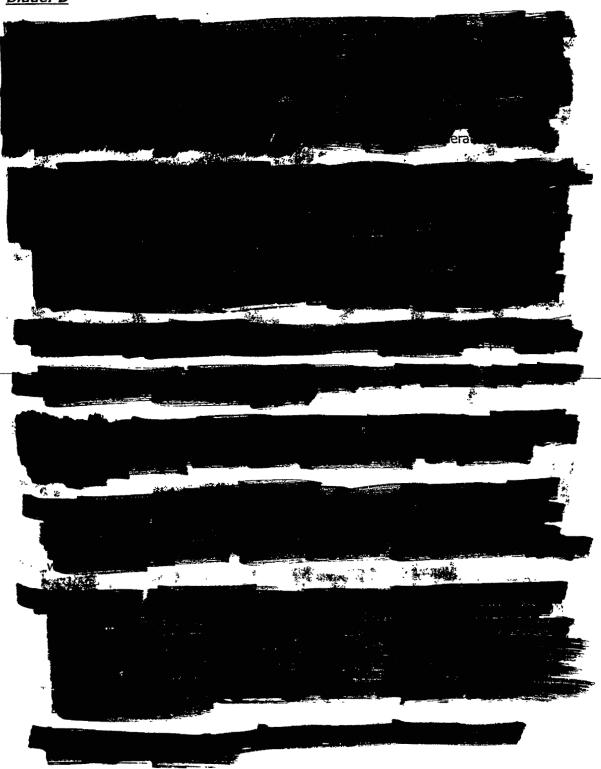


# CONFIDENTIAL



FPC002536

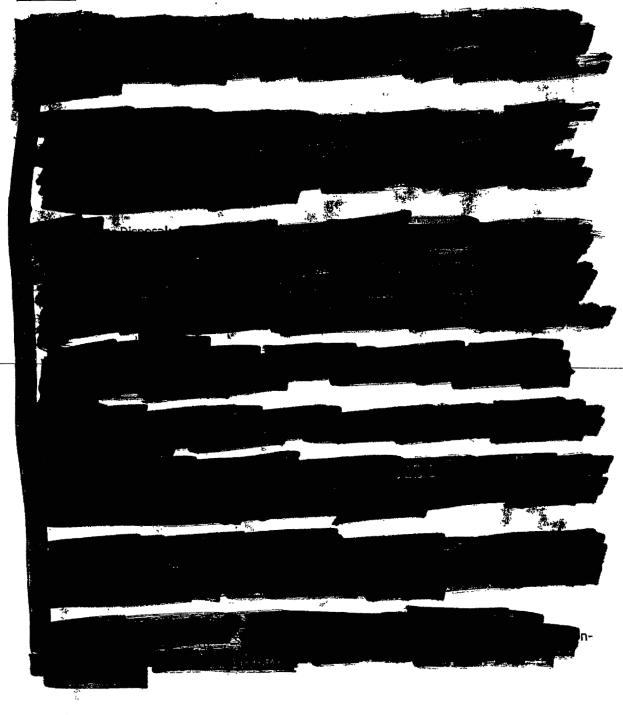
# <u>Bidder D</u>



4

# <u>Bidder F</u>

# CONFIDENTIAL



FPC002538

PACE	Exhibit	No.	/
	A33212100 A C		

### Bidder F

#### General

The T&C Team has not seen much of Bidder F's proposal.

### Key Terms and Conditions

We appreciate Bidder F's efforts in this Section. The Bidder provided a redline-strikeout version of the Key Terms and Conditions, which make comparisons to the original much easier than those of other bidders.

### Section 1 Right of First Refusal

Section 2 Adjustments to Fixed Payments

### Section 3 Default and Security

### Summary

Bidder F responded to FPC's RFP with several proposed changes. These changes do not represent extreme positions, and the Bidder genuinely seems to be willing to negotiate. We believe that we can negotiate a fair agreement with this Bidder, should it be carried forward to that point.

CONFIDENTIA'

### Roeder, Dan

From:

Coats, Ron

Sent:

Monday, May 13, 2002 11:17 AM

To:

Roeder, Dan

Subject:

**HINES RFP** 

Attached is a revised matrix dated May 13, 2002. The matrix reflects the vendor responses to questions previously posed. Overall, all three of these bidders are close, however I have provided a ranking to show how I fell they shake out relative to each other.

Bidder D ranks a close second.

Bidder C ranks third.

Bidder C's proposal does not seem as firm as that of Bidders D and F.



CONFIDENTIAL

FPC002649

CONFIDENTIAL

### Roeder, Dan

From:

White, Bart B

Sent:

Tuesday, April 30, 2002 10:23 AM

To:

Roeder, Dan

Subject:

RE: Hines 3 RFP - Bidder D Load Flow Analysis

You're right, that was poor wording. See attached for further revisions.



Hines 3 RFP TP Analysis.doc

-Origina! Message-

From:

Roeder, Dan

Sent:

Tuesday, April 30, 2002 10:15 AM

To:

White, Bart B

Subject:

RE: Hines 3 RFP - Bidder D Load Flow Analysis

#### Bart --

Thanks for the quick update. I have a question about the wording, however. For both the D and F proposals, you mentioned \$20 million for the Hines-West Lake Wales line, which is also required for Hines 3. For documentation purposes, would it be more correct to say something along the lines of "...would necessitate the advancement of the construction of a 20-mile 230 kV line from Hines Substation to West Lake Wales from May, 2007 to May, 2005."?

I am concerned that someone picking this up (it will likely be discovered) might not know about the line and that it was already in the plan. If the above wording is correct, please revise the document and resend it. (You don't have to use the exact wording I wrote above; the concept is what I want to get documented).

Thanks.

--Dan

Original Message-

From:

White, Bart B

Sent:

Tuesday, April 30, 2002 9:50 AM

To:

Roeder, Dan

Subject:

RE: Hines 3 RFP - Bidder D Load Flow Analysis

Dan,

See the revised report that is attached for Bidder D changes. In addition,

removed costs for any facilities considered as base interconnection facilities. See red highlighted text for all changes.

thanks,

Bart

<< File: Hines 3 RFP TP Analysis.doc >>

—Original Message-White, Bart B From:

Sent:

Tuesday, April 30, 2002 8:06 AM

To:

Roeder, Dan

Subject: Hines 3 RFP - Bidder D Load Flow Analysis

Dan,

FPC002611

thanks,

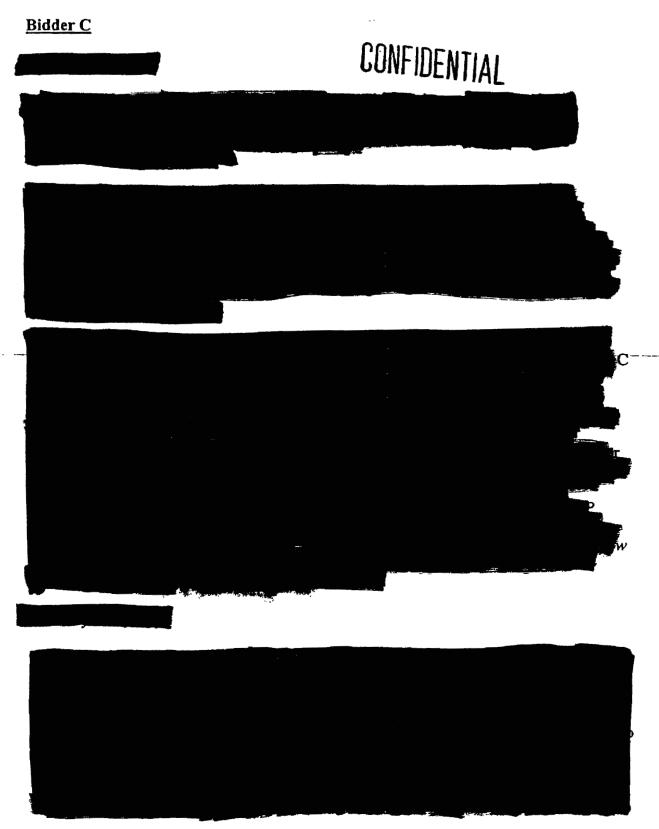
# W. Bart White, P.E.

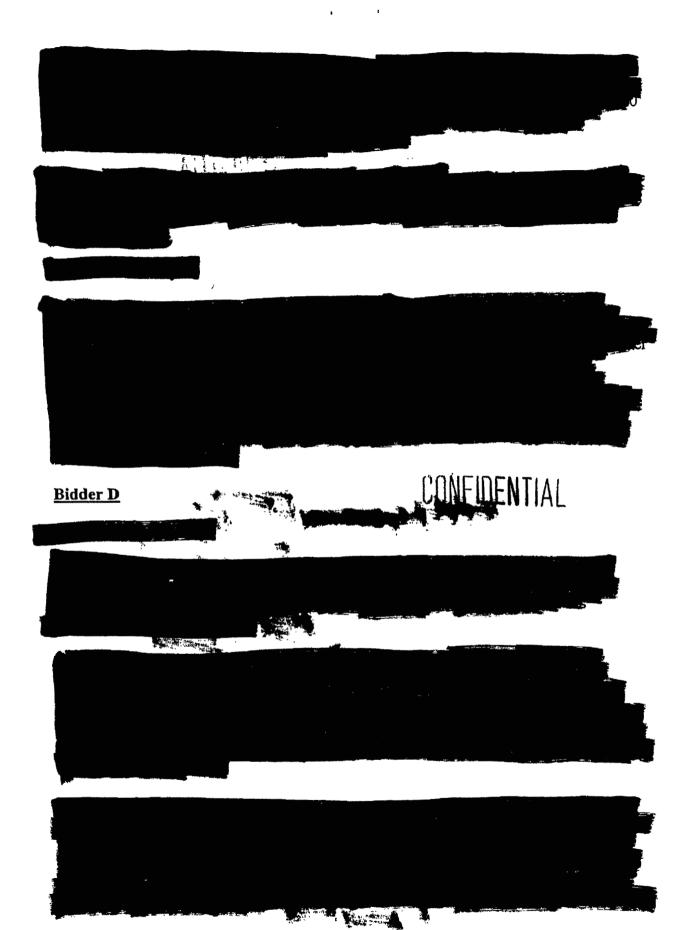
Senior Engineer
Transmission Planning
Florida Power, a Progress Energy Company
6565 38th Avenue N.
St. Petersburg, FL 33710
727-384-7978 (VNet 220-4978)
bart.white@pgnmail.com

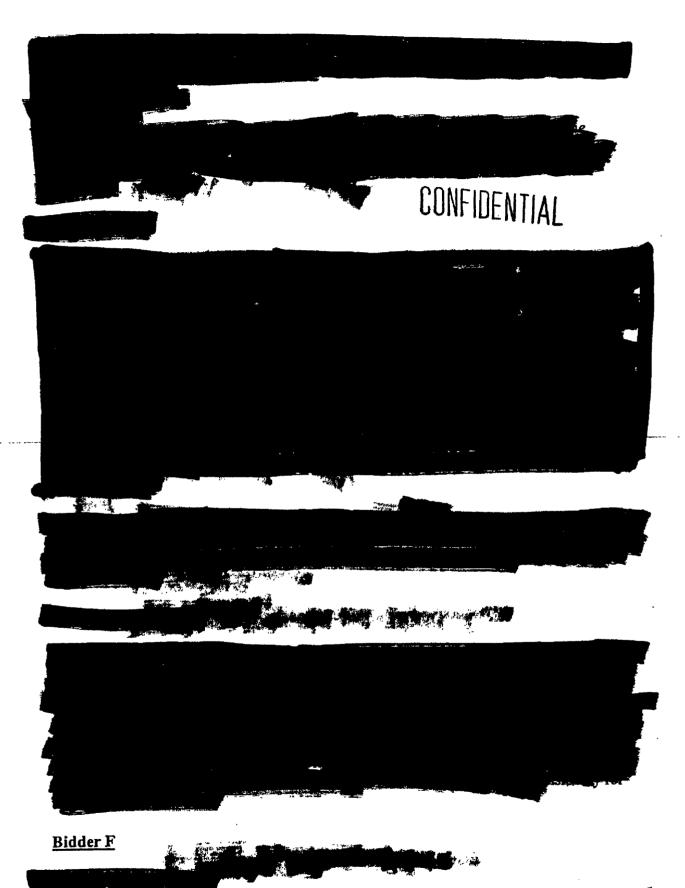
MINFIDENTIAL

EBC005815

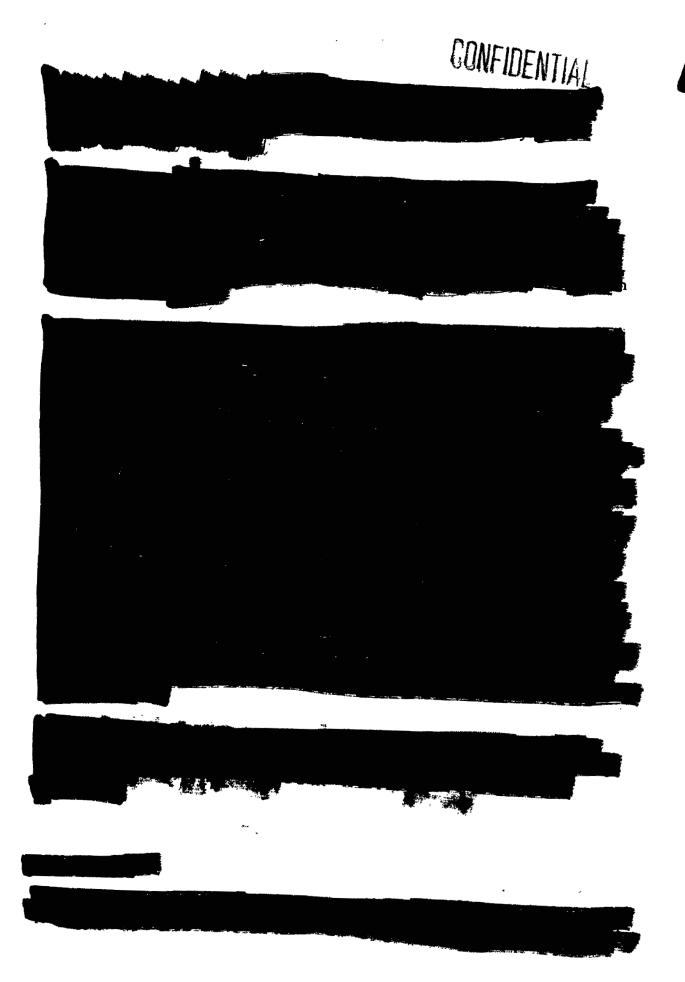
**Hines 3 RFP** Transmission Planning Analysis and Interconnection Costs for Bidder Proposals

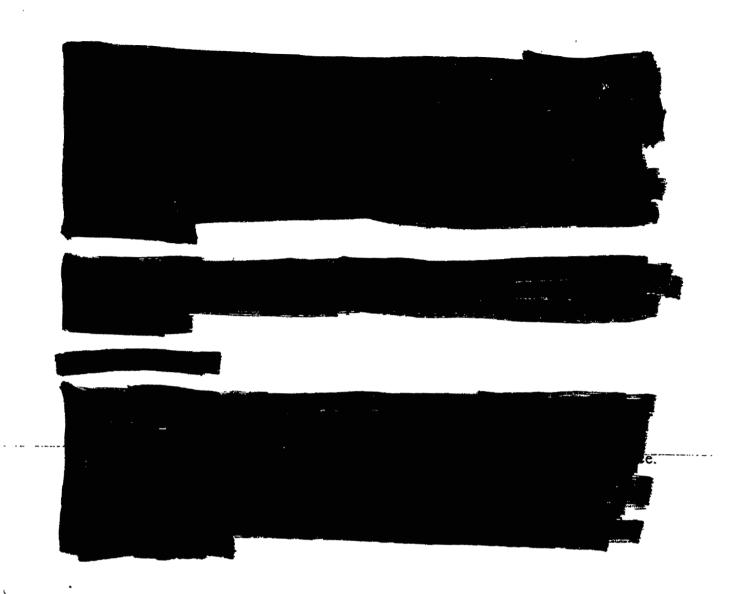




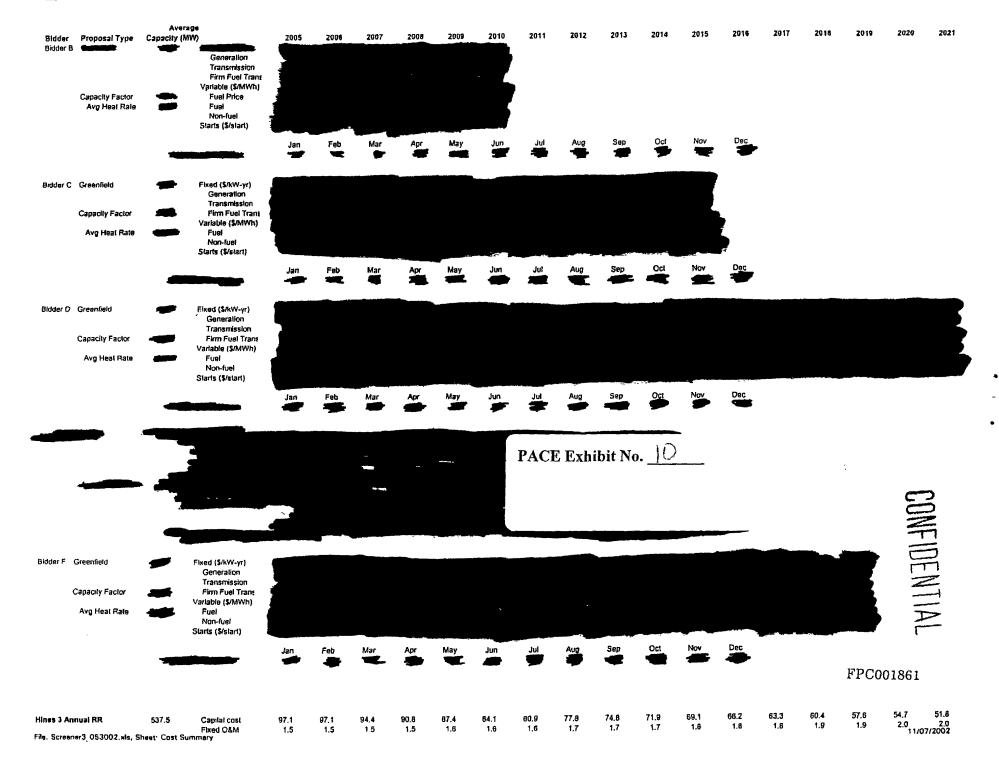


FPC002615





CONFIDENTIAL



	2
-	⊋ .
	=
$\equiv$	5
	7
	=
H	=

2019

24.75

0.0

84.2

33.7

3.6

37.3

61.75

24 64

2.2

20

90 56

33,5

3.6

37.1

2020

24,75

0.0

81.4

35.0

3.6

38.7

58.69

24 54

87.54

34.7

36

38.4

2.2

2.0

2021

24.75

00

78 6

36 3

37

40 1

55.64

24 64

84,53

36 1

3.7

39,8

2.3

2.0

FPC001862

JE NII AL

Average

6903

530

65%

Firm Fuel Trans

Transmission

**Total Fixed** 

Var O&M

Total Variable

Capital cost

Fixed Q&M

Firm Fuel Trans

Transmission

Total Fixed

Var O&M

Total Variable

Fuel

Start price

Fuel

Start price

2005

24.75

2.0

125.3

20.8

2.7

23.5

103 76

24.64

132.04

20.6

2.7

23.3

1.6

2.0

0

2006

24.75

123.4

21.3

2.8

24.0

103.76

24 64

132 08

21.1

23.9

2.8

1.7

2.0

0.0

2007

24,75

120.7

22.1

2.8

24.9

100 89

24.64

129.25

21.9

2.8

24.7

2.0

0.0

2008

24.75

117,1

22.6

2.9

25.7

97.10

24.64

125.48

22.7

2.9

25.5

1.7

2.0

0.0

Bidder Proposal Type Capacity (MW)

Capacity Factor

Avg Heat Rate

Capacity Factor

RFP Annual RR

2010

24.75

110.5

24.5

3.0

27.5

89.93

24,64

118.39

1.8

2.0

24.3

3.0

273

0.0

2009

24.75

113.7

23.7

2.9

26 6

93.45

24.64

121 87

2.0

23.5

2.9

26.4

0.0

2011

24.75

107.3

25.4

3.1

28.4

86 54

24 64

115 03

25 2

3.1

28.2

2.0

1.8

0.0

2012

24.75

104.2

26.2

3.1

29.3

83.27

24 64

111.79

26.0

3.1

29.1

1.9

2.0

0.0

2013

24.75

0.0

101.3

27.1

32

30.3

80.10

24.64

108.86

28.9

30.1

3.2

19

2.0

2014

24,75

0.0

98.4

28.1

3.2

31.4

77,02

24.64

105.63

2.0

2.0

27.9

3.2

31.1

2015

24.75

0.0

95.6

29.1

3.3

32.4

73.97

2.0

2.0

24.64

102,61

28.9

3.3

32.2

2016

24.75

0.0

92.8

30.2

3.4

33.6

70.91

24.64

99.60

300

34

33.4

2.0

20

2017

24.75

0.0

89.9

31.4

3.4

34.8

67.86

24.64

96.58

31,1

34

34.5

2.1

2.0

2018

24.75

0.0

87.1

32.6

3.5

36.1

64.60

24.64

93.57

32.3

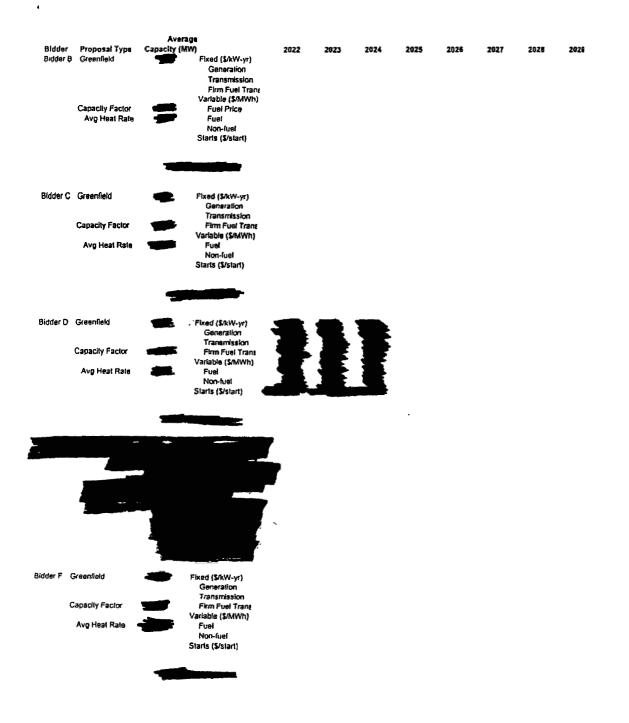
3.5

35.8

2.1

20





Hines 3 Annual RR 537.5 Capital cost 48 9 48.1 43.2 40.3 37.4 35,1 Fixed O&M
File: Screener3\_053002.xis, Sheet: Cost Summary 2.2 2.0 2.1 2.1 2.2 2.3

FPC001863

11/07/2002

כֿר	=	5
	Ż	=
:	Ξ	<u>-</u>

	Ξ	2
4	=	F
Ę	Ξ	$\frac{1}{2}$
<u>-</u>	<u> </u>	ż
:	_	
í	<u>ئے</u>	_

FPC001864

2029

24.75

0.0

58.6

49.0

4.4

53.3

34.18

24.64

63.47

48.6 4.4

52.9

2.0

2.6

2028

24.75

0.0

60.5

47.2

4.3

51.4

36.04 2.6

24.64

65.27

46.8

4.3

51.1

2.0

¿~

Bidder

RFP Annual RR

Average

65%

6903

530

65%

2022

24.75

0.0

75.7

37.7

3.8

41.5

52.58 2.3

24.64

81.52

37.4

3.8

41.2

2.0

Firm Fuel Trans

Transmission

Total Fixed

Var O&M

Total Variable

Capital cost

Fixed O&M

Firm Fuel Trans

Transmission

Fuel

Start price

Total Fixed

Fuel

Var Q&M

Total Variable Start price

2023

24.75

0.0

72.9

39.1

3.9

43.0

49.52

24.64

78.51

36.8

3.9

42.7

2.3

2.0

2024

24.75

0.0

70.1

40.6

3.9

44.6

46.47

24.64

75.50

40.3

3.9

44.3

2.4

2.0

2025

24.75

0.0

67.2

42,2

4.0

46.2

43.41

24.64

72.50

41.9

4.0

45.9

2.4

2.0

2026

24.75

0.0

64,4

43.B

4.1

47.9

40.36

24.64

2.5

2.0

69.49

43.4

4.1

47.5

2027

24.75

0.0 62,1

45.4

4.2

49.6

37.90

24.64

67.08

45.1

4.2

49.3

2.5

2.0

Proposal Type Capacity (MW)

Capacity Factor

Avg Heat Rate

Capacity Factor